

### **REMARKS**

This Amendment is being submitted in response to the non-final *Ex parte Quayle* Action e-mailed April 11, 2008, in connection with the above-identified application.

Reconsideration of the above-identified application is respectfully requested in view of the foregoing amendments and following remarks.

### ***STATUS OF ACTION***

Claims 1, 69-74 and 81 are currently pending in the present application and are subject of the provided response. The Examiner notes that the application is in condition for allowance except for various formal matters and related claim objections. Accordingly, prosecution on the merits of the application is closed with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### ***SEQUENCE LISTING STATEMENT***

The Office noted that the statement filed by Applicant in relation to the newly provided sequence listing and computer readable form filed on January 10, 2008 did not include a statement that specifically set forth that the sequence listing (paper copy) and computer readable form are identical. As a result, the Office indicates that the application is not compliant with the sequence rules. Applicant notes that the sequence listing was provided electronically as an EFS submission, accordingly a paper copy was not submitted. Pursuant to a teleconference between the Examiner and the Applicant's Attorney on June 10, 2008, the Examiner further clarified the scope of the statement to be provided. As a result, Applicant includes a revised

statement in accordance with the Office's instructions. Applicant believes that this formal objection has been overcome.

### ***CLAIM OBJECTIONS***

In addition to the above-mentioned informality, the Office objected to Claims 1 and 69 noting various informalities. In view of the Examiner's remarks, Applicant has amended Claims 1 and 69 to overcome the Office's objections. As a result, Applicant respectfully requests that Claims 1 and 69 are now in condition for allowance. Similarly, Claims 70-74 and 81 are in condition for allowance since they no longer depend from objected to claims.

Accordingly, Applicant respectfully requests that the Office withdraw the currently pending objections and that the application is now in condition for allowance.

### CONCLUSION

Reconsideration of the present application is respectfully requested. Applicants believe that the present application is now in condition for allowance. Should the Examiner have any questions concerning the above, or if the Examiner feels that any issues may be expedited by a telephone interview, the Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

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Respectfully submitted,

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